

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Horticulture Department – Departmental proceedings initiated against Sri M.A.Saleem, Ex-Assistant Director of Horticulture(now retired) for certain allegation of irregularities in misappropriation of Government funds at Panchayat Samiti, Tirumalayapalem, Khammam District – Awarding of penalty of withholding of 10% pension permanently besides recovery of amount of Rs.4,024-87 Ps.under Rule 9 of A.P. Revised Pension Rules,1980 - Orders– Issued.

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AGRICULTURE & COOPERATION (VIG.II) DEPARTMENT

G.O.Rt.No. 163

Dated: 08-02-2010

Read the following:-

- 1) GORt.No.2263, F&A(Agri.I)Dept., dt.20-11-1980.
- 2) Charge Memo No.A1/6/81, dt.03-04-1981 of D.D.A. & Inquiry Officer, Khammam.
- 3) From DDA & Inquiry Officer, Khammam, Inquiry Report dt.28-09-1981.
- 4) GORt. No.122, F&A(Agri.I)Dept., dt.22-03-1984.
- 5) Govt.Memo No.36599/Agri.I/1984-14, dt.05-02-1990.
- 6) From A.P.A.T. Order dt.08-04-1993 in O.A.No.24163/1991.
- 7) GOMs.No.126, Agri. & Coop.(Agri.I)Dept., dt.24-03-1994.
- 8) Govt.Memo No.28175/Horti./1991-1, dt.19-12-1994.
- 9) Govt.Memo No.38/VC.II(2)/2001-3, dt.31-07-2002.
- 10) From Sri M.A.Saleem, ADH(Retired), Representation, dt.27-08-2002.
- 11) Govt. Letters.No.38/VC.II(2)/2001-5,32 & 11-09-2009.
- 12) From Secretary, APPSC, Hyd. Lr.No.722/RT-I/1/2009, dt.21-12-2009.

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ORDER:

It was brought to the notice of the Government that Sri M.A.Saleem, formerly Asst. Agricultural Officer was alleged to have misappropriated Government funds pertaining to Seed Store of P.S. Tirumalayapalem while he worked as Asst. Agricultural Officer, P.S. Thirumalayapalem during the period from 07-02-1974 to 09-10-1974. Accordingly, in the reference 1st read above, Government appointed the Deputy Director of Agriculture, Khammam as Inquiry Officer to inquire into the allegations of irregularities against the above Accused Officer.

2. In the reference 2nd read above, the Inquiry Officer framed (8) eight charges against Sri M.A.Saleem, Asst. Director of Agriculture. The Charged Officer submitted his written statement of defence denying the charges framed against him. The Inquiry Officer, after conducting the regular inquiry, submitted the inquiry report on 28-9-1981 concluding that all the (8) eight charges held proved.

3. Government, after following due procedure, imposed a penalty of reduction to 10 ranks in the category of Assistant Directors besides recovery of Rs.4,024-87 Ps. on Sri M.A.Saleem, Assistant Director of Agriculture vide 4th read above.

4. Aggrieved by the above penalty orders, Sri M.A.Saleem, Assistant Director of Horticulture filed a Review Petition before Government. In the reference 5th read above, Government rejected the Review Petition filed by Sri M.A.Saleem, Assistant Director of Horticulture.

5. Aggrieved by the above, Sri M.A.Saleem, A.D.H. (Retired) filed an O.A.No.24163/91 before A.P.A.T. The A.P.A.T. in its judgment dt.08-04-1993, set aside the penalty and recovery orders issued in the G.O.Rt.No.122, F&A(Agri.I)Dept., dt.22-03-1984 and Review Petition rejected orders issued in Govt.Memo No.36599/Agri.I/84-14, dt.05-02-1990 on the ground that a copy of Inquiry Report was not communicated to the Charged Officer and directed the authorities to follow the procedure and pass fresh orders as per rules. Accordingly, in the reference 7th read above, Government cancelled the GORt.No.122, F&A(Agri.I)Dept., dt.22-03-1984 for taking further action to issue fresh orders as directed by the A.P.A.T.

6. In the reference 8th read above, while communicating a copy of the Inquiry Report, the Charged Officer Sri M.A.Saleem,A.D.H. was directed to show cause as to why suitable punishment should not be imposed for the charges proved against him besides recovery of Rs.4,024-87 Ps. The Charged Officer submitted his representation to the Show Cause Notice.

(PTO)

7. The Charged Officer retired from public service on 31-12-1999. Under Rule 9 of A.P.Revised Pension Rules, 1980, a revised Show Cause Notice was issued on Sri M.A.Saleem, ADH(Retired) with a direction to show cause as to why a penalty of withholding of 25% pension permanently should not be imposed against him besides recovery of Rs.4,024-87 Ps. The Charged Officer submitted his representation to the revised Show Cause Notice requesting to drop further action against him.

8. After careful examination of the entire matter, Governemnt decided to impose a penalty of withholding of 10% pension permanently besides recovery of Rs.4,024-87 Ps. on Sri M.A.Saleem, A.D.H.(Retired). Accordingly, the matter was referred to APPSC for their concurrence on the proposed penalty against the Charged Officer.

9. In the reference 12th read above, the Secretary, APPSC, Hyderabad has informed that the Commission agreed with the proposal of the Government to impose a punishment of 10% cut in pension permanently besides recovery of an amount of Rs.4,024-87 Ps.against Sri M.A.Saleem, ADH(Retired).

10. Government, after careful examination of the matter, have decided to impose a penalty of withholding 10% pension permanently besides recovery of an amount of Rs.4,024-87 Ps. against Sri M.A.Saleem, Assistant Director of Horticulture(Retired) under Rule 9 of A.P.Revised Pension Rules, 1980.

11. Accordingly, Government hereby impose a penalty of withholding 10% pension permanently besides recovery of an amount of Rs.4,024-87 Ps. against Sri M.A.Saleem, Assistant Director of Horticulture(Retired) under Rule 9 of A.P.Revised Pension Rules, 1980.

12. The Director of Horticulture, A.P., Hyderabad shall take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.K. GOYAL

A.P.C. & SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri M.A. Saleem, Assistant Director of Horticulture(Retired)

(Through : The Director of Horticulture, A.P., Hyderabad)

Copy to:-

The Director of Horticulture, A.P., Hyderabad.

The Secretary, A.P.Public Service Commission, Hyderabad.

Sc/Sf.

// FORWARDED :: BY ORDER //

SECTION OFFICER